

400 Garden City Plaza – Suite 300
Garden City, New York 11530
(516) 742-4343 - Telephone
(516) 742-4366 – Facsimile
e-mail: intprop@ssmp.com

**SCULLY, SCOTT, MURPHY
& PRESSER**

Fax

RECEIVED
CENTRAL FAX CENTER

JAN 30 2006

To: Examiner Changhwa J. Cheu
Art Unit: 1641

From: Yongzhi Yang, Esq.

Fax: 571-273-8300

Pages: 9 pages including fax cover sheet

Phone:

Date: 1/30/2006

Re: U.S. Patent Appln. No. 09/778,259
Filed: February 7, 2001
Docket: 13388
Confirmation No. 4496

CC:


RESPONSE TO OFFICE ACTION

Please see the following documents:

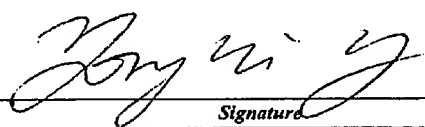
1. Amendment Transmittal (in duplicate)
2. Authorization to charge SSMP deposit account
3. Response under 37 C.F.R. § 1.111 (5 pages)
4. Certificate of transmission by facsimile dated January 30, 2006

If you have any questions concerning this facsimile please contact Vivian Henriquez at 516-742-4343.
Thank you.

CONFIDENTIALITY: The documents accompanying this facsimile transmission may contain information which is either confidential or legally privileged and is intended only for the authorized use of the individual or entity named above without right or publication or republication, dissemination or disclosure except as expressly set forth or established by course of dealing. All rights are reserved. If you are not the intended recipient, you are hereby notified that any disclosure, copying, distribution or use of the contents of this facsimile is prohibited. If you received this transmission in error, please notify us immediately by telephone to arrange for return of the documents.

CERTIFICATE OF TRANSMISSION BY FACSIMILE (37 CFR 1.8) Applicant(s): Christobal Guillermo dos Remedios, et al.			Docket No. 13388
Application No. 09/778,259	Filing Date February 7, 2001	Examiner Changhwa J. Cheu	Group Art Unit 1641
Invention: BIOMOLECULAR TOXICITY ASSAY			RECEIVED CENTRAL FAX CENTER JAN 30 2006
<p>I hereby certify that this <u>RESPONSE UNDER 37 C.F.R. § 1.111</u> <i>(Identify type of correspondence)</i> is being facsimile transmitted to the United States Patent and Trademark Office (Fax. No. <u>571-273-8300</u>) on <u>January 30, 2006</u> <i>(Date)</i></p> <p style="text-align: center;"><u>Yongzhi Yang, Esq.</u> <i>(Typed or Printed Name of Person Signing Certificate)</i>  <i>(Signature)</i></p> <p style="text-align: center;">Note: Each paper must have its own certificate of mailing.</p>			

P18/REV02

AMENDMENT TRANSMITTAL LETTER (Large Entity)				Docket No. 13388	
Applicant(s): Christobal Guillermo dos Remedios, et al.					
Application No. 09/778,259	Filing Date February 7, 2001	Examiner Changhwa J. Cheu	Customer No. 23389	Group Art Unit 1641	Confirmation No. 4496
Invention: BIOMOLECULAR TOXICITY ASSAY					
RECEIVED CENTRAL FAX CENTER JAN 30 2006					
COMMISSIONER FOR PATENTS:					
Transmitted herewith is an amendment in the above-identified application. The fee has been calculated and is transmitted as shown below.					
CLAIMS AS AMENDED					
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE
TOTAL CLAIMS	5 -	20 =	0	x \$50.00	\$0.00
INDEP. CLAIMS	1 -	4 =	0	x \$200.00	\$0.00
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$0.00
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT					\$0.00
<input checked="" type="checkbox"/> No additional fee is required for amendment. <input type="checkbox"/> Please charge Deposit Account No. _____ in the amount of _____ <input type="checkbox"/> A check in the amount of _____ to cover the filing fee is enclosed. <input checked="" type="checkbox"/> The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account 19-1013/SSMP <input checked="" type="checkbox"/> Any additional filing fees required under 37 C.F.R. 1.16. <input checked="" type="checkbox"/> Any patent application processing fees under 37 CFR 1.17. <input type="checkbox"/> Payment by credit card. Form PTO-2038. WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.					
 Signature			Dated: January 30, 2006		
Yongzhi Yang, Esq. Registration No. 56,310 SCULLY, SCOTT, MURPHY & PRESSER, P.C. 400 Garden City Plaza - Suite 300 Garden City, New York 11530			<div style="border: 1px solid black; padding: 5px;"><p>I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on _____</p><p style="text-align: center;">(Date)</p><p style="text-align: center;">_____ Signature of Person Mailing Correspondence</p><p style="text-align: center;">_____ Typed or Printed Name of Person Mailing Correspondence</p></div>		
CC:					

P11LARGE/REV09

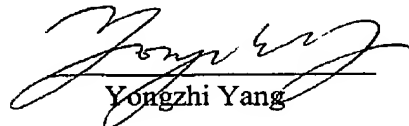
RECEIVED
CENTRAL FAX CENTER**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE****JAN 30 2006****Applicants:** Christobal Guillermo dos Remedios, et al. **Examiner:** Changhwa J. Cheu**Serial No:** 09/778,259**Art Unit:** 1641**Filed:** February 7, 2001**Docket:** 13388**For:** BIOMOLECULAR TOXICITY
ASSAY**Dated:** January 30, 2006**Confirmation No.:** 4496Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450**AMENDMENT UNDER 37 C.F.R. § 1.111**

Sir:

In response to the Office Action dated October 28, 2005, and in accordance with the provisions of 37 C.F.R. §1.111, Applicants respectfully submit the following amendment and remarks for entry in the above-identified case.

CERTIFICATION OF FACSIMILE TRANSMISSION

I hereby certify that this document is being filed in the United States Patent and Trademark Office on the date shown below via facsimile transmission to Mail Stop Amendment, Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450 at United States Patent and Trademark Office facsimile transmission number (571) 273-8300.

Dated: January 30, 2006
Yongzhi Yang

H:\work\536\13388\amend\13388.am7.doc